

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION

ADJUSTACAM LLC

v.

AMAZON.COM, INC.; ET AL.

NO. 6:10-cv-329-LED

JURY

**PARTIES' COMPLIANCE WITH PATENT RULE 4-3**

NOW COME, Plaintiff, ADJUSTACAM, LLC and Defendants, AMAZON.COM, INC., AUDITEK CORPORATION, BEST BUY CO., INC., BEST BUY STORES, L.P., BESTBUY.COM, LLC, BLUE MICROPHONES, LLC, CDW CORPORATION, COMPUSA.COM, INC., CREATIVE LABS, INC., DELL INC., DIGITAL INNOVATIONS, LLC, FRY'S ELECTRONICS, INC., GEAR HEAD, LLC, HEWLETT-PACKARD COMPANY, J&R ELECTRONICS, INC., KOHLS CORPORATION D/B/A KOHL'S, KOHL'S ILLINOIS, INC., MACALLY PERIPHERALS, INC. D/B/A MACALLY U.S.A., MACE GROUP, INC., MICROCENTER ELECTRONICS, INC., NEW COMPUSA CORPORATION, NEWEGG INC., NEWEGG.COM INC., OFFICE DEPOT, INC., ROSEWILL INC., SAKAR INTERNATIONAL, INC., SYSTEMAX, INC. D/B/A COMPUSA, TARGET CORP., TIGERDIRECT, INC. AND WAL-MART STORES, INC., respectfully submit the following:

**I.**

The asserted claims of U.S. Patent No. 5,855,343 (the "'343 patent"): are: 1, 7 8 & 19.

**II.**

Pursuant to P.R. 4-3(a), the parties agree to the construction of the following claim terms, phrases, or clauses of the '343 patent: none.

### **III.**

Pursuant to P.R. 4-3(b), the parties dispute the construction of the following claim terms, phrases, or clauses of the '343 patent: Hinge Member (Claims 1,8, and 19); Axis of Rotation (Claims 1 and 19); Support Frame (Claims 1, 8 and 19); Rotatably attached (Claims 1 and 19); Adapted to be rotatably attached (Claims 1 and 19) / Adapted to rotatably attach (Claim 8); Disposition (Claim 1); Maintained adjacent said edge (Claim 1); When said first surface and said second surface are inclined from a generally horizontal orientation (Claim 1); A display screen which can be inclined from a generally horizontal position (Claim 19); Body (Claim 8); Proximal...end (Claim 8); Distal end (Claim 8); Hingedly attaching (Claim 8); Pivot element (Claim 8); Rotation of said support frame being prevented along an axis substantially parallel to said second axis (Claim 19) and Engagingly support (Claim 19). Plaintiff's proposed constructions, and the intrinsic and extrinsic evidence supportive thereof, are at Exhibit A hereto. Defendants' proposed constructions, and the intrinsic and extrinsic evidence supportive thereof, are at Exhibit B hereto.

### **IV.**

Pursuant to P.R. Rule 4-3(c), the parties anticipate that the length of time necessary for the Claim Construction Hearing is approximately 3 hours.

### **V.**

Pursuant to P.R. 4-3(d), the parties will not have an expert testifying at the Claim Construction Hearing.

The parties do not believe that a prehearing conference is necessary before the Claim Construction Hearing.

November 16, 2011

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### **CERTIFICATE OF SERVICE**

I hereby certify that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3).

November 16, 2011

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